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FINANCING OF THE UNITED NATIONS OBSERVER MISSION UGANDA-RWANDA

FINANCING OF THE UNITED NATIONS ASSISTANCE MISSION FOR RWANDA

Report of the Fifth Committee

Rapporteur: Mr. Larbi DJACTA (Algeria)

I. INTRODUCTION

1. At its 3rd plenary meeting, on 23 September 1994, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its forty-ninth session the items entitled "Financing of the United Nations Observer Mission Uganda-Rwanda" and "Financing of the United Nations Assistance Mission for Rwanda" and to allocate them to the Fifth Committee.

2. For its consideration of the items, the Committee had before it the reports of the Secretary-General (A/49/375 and Corr.1 and Add.1) and of the Advisory Committee on Administrative and Budgetary Questions (A/49/501).

3. The Fifth Committee considered the items at its 8th and 21st meetings, on 21 October and 21 November 1994. Statements and observations made in the course of the Committee's consideration of the items are reflected in the relevant summary records (A/C.5/49/SR.8 and 21).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.5/49/L.5

4. At the 21st meeting, on 21 November 1994, the representative of Mexico introduced a draft resolution entitled "Financing of the United Nations Observer Mission Uganda-Rwanda and the United Nations Assistance Mission for Rwanda" (A/C.5/49/L.5).

5. At the same meeting, the Committee adopted draft resolution A/C.5/49/L.5 without a vote (see para. 6).

III. RECOMMENDATION OF THE FIFTH COMMITTEE

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Observer Mission Uganda-Rwanda and the United Nations Assistance Mission for Rwanda

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Observer Mission Uganda-Rwanda and the United Nations Assistance Mission for Rwanda 1/ and the related report of the Advisory Committee on Administrative and Budgetary Questions, 2/

Recalling Security Council resolutions 846 (1993) of 22 June 1993 and 872 (1993) of 5 October 1993, by which the Council established, respectively, the United Nations Observer Mission Uganda-Rwanda and the United Nations Assistance Mission for Rwanda, as well as resolutions 925 (1994) of 8 June 1994 and 928 (1994) of 20 June 1994 by which the Council further renewed the mandates of the Assistance Mission and the Observer Mission, respectively,

Recalling also its resolution 48/245 of 5 April 1994 on the financing of the Observer Mission, and its resolution 48/248 of 5 April 1994 and decisions 48/479 A of 23 December 1993 and 48/479 B of 14 September 1994, on the financing of the Assistance Mission,

Reaffirming that the costs of the Observer Mission and the Assistance Mission are expenses of the Organization to be borne by Member States in accordance with Article 17, paragraph 2, of the Charter of the United Nations,

Recalling its previous decisions regarding the fact that, in order to meet the expenditures caused by the Observer Mission and the Assistance Mission, a different procedure is required from that applied to meet expenditures of the regular budget of the United Nations,

Taking into account the fact that the economically more developed countries are in a position to make relatively larger contributions and that the economically less developed countries have a relatively limited capacity to contribute towards such operations,

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1/ A/49/375 and Corr.1 and Add.1.

2/ A/49/501.

Bearing in mind the special responsibilities of the States permanent members of the Security Council, as indicated in General Assembly resolution 1874 (S-IV) of 27 June 1963, in the financing of such operations,

Mindful of the fact that it is essential to provide the Observer Mission and the Assistance Mission with the necessary financial resources to enable them to fulfil their responsibilities under the relevant resolutions of the Security Council,

1. Takes note of the status of contributions to the United Nations Observer Mission Uganda-Rwanda and to the United Nations Assistance Mission for Rwanda as at 31 October 1994, including the contributions outstanding in the amounts of 670,906 United States dollars for the Observer Mission and 17,648,382 dollars for the Assistance Mission, and urges all Member States concerned to make every possible effort to ensure the payment of their outstanding assessed contributions;

2. Expresses concern about the financial situation with regard to peace-keeping activities, particularly as regards the reimbursement of troop contributors, due to overdue payments by Member States of their assessments, particularly Member States in arrears;

3. Urges all Member States to make every possible effort to ensure payment of their assessed contributions to the Observer Mission and to the Assistance Mission promptly and in full;

4. Endorses the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions, 2/ subject to the provisions of the present resolution;

5. Requests the Secretary-General to take all necessary action to ensure that the Assistance Mission is administered with a maximum of efficiency and economy;

6. Decides to appropriate to the Special Account for the United Nations Assistance Mission for Rwanda a total amount of 163,101,700 United States dollars gross (161,515,400 dollars net) for the operation of the Assistance Mission for the period from 5 April to 9 December 1994, inclusive of the amount of 57,063,960 dollars gross (55,812,760 dollars net) authorized under the provisions of General Assembly resolution 48/248;

7. Decides also, as an ad hoc arrangement, to apportion the additional amount of 100,744,440 dollars gross (100,542,240 dollars net) for the period from 5 April to 9 December 1994, taking into account the amount of 62,357,260 dollars gross (60,973,160 dollars net) already apportioned in accordance with General Assembly resolution 48/248, among Member States in accordance with the composition of groups set out in paragraphs 3 and 4 of Assembly resolution 43/232 of 1 March 1989, as adjusted by the Assembly in its resolutions 44/192 B of 21 December 1989, 45/269 of 27 August 1991, 46/198 A of 20 December 1991 and 47/218 A of 23 December 1992, and its decision 48/472 A of 23 December 1993, and taking into account the scale of assessments for the years 1992, 1993 and 1994

as set out in Assembly resolutions 46/221 A of 20 December 1991 and 48/223 A of 23 December 1993, and Assembly decision 47/456 of 23 December 1992;

8. Decides further that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 7 above, their respective share in the Tax Equalization Fund of the estimated additional staff assessment income of 202,200 dollars approved for the Assistance Mission for the period from 5 April to 9 December 1994;

9. Decides that there shall be set off against the apportionment among Member States, as provided for in paragraph 7 above, their respective share in the unencumbered balances of 1,288,200 dollars gross (1,258,900 dollars net) in respect of the Observer Mission for the period from 22 June to 21 December 1993 and 10,531,600 dollars gross (10,633,200 dollars net) in respect of the Assistance Mission for the period from 5 October 1993 to 4 April 1994;

10. Decides also, with regard to the period beyond 9 December 1994, to authorize the Secretary-General to enter into commitments for a four-month period, at a monthly rate not to exceed 15 million dollars gross, in connection with the maintenance of the Assistance Mission (provided that any amount above 10.5 million dollars per month should be designated for military personnel costs and specifically justified to the General Assembly through the Advisory Committee on Administrative and Budgetary Questions), the amount of 30 million dollars to be assessed, in accordance with the scheme set out in the present resolution, subject to the decision of the Security Council to extend the mandate of the Assistance Mission beyond 9 December 1994;

11. Authorizes the Secretary-General, with respect to the recommendations made by the Advisory Committee in paragraph 26 of its report, to maintain the positions of Senior Political Adviser and Assistant to the Senior Political Adviser;

12. Invites the Secretary-General to adjust as may be required by the changing nature of the Assistance Mission the staffing levels, especially those relating to Humanitarian Assistance Officers, if necessary, within existing staffing levels;

13. Decides to undertake, beginning on 28 February 1995, a detailed review of the financing of the Assistance Mission for the period 10 December 1994 to 9 June 1995 and of the performance report contained in the addendum to the report of the Secretary-General, 3/ and requests the Secretary-General and the Advisory Committee to arrange their work programmes so as to ensure that the appropriate budget estimates and reports are available to Member States no later than 20 February 1995;

14. Expresses its deep concern that the contract for services to the Assistance Mission has been renewed without international competitive bidding as outlined in paragraphs 40 to 44 of the report of the Advisory Committee; 2/

3/ A/49/375/Add.1.

15. Urges the Secretary-General to obtain as soon as possible all contractual services for the Assistance Mission through international competitive bidding in order to award all those services to the lowest acceptable bidder in accordance with the Financial Rules and Regulations, and requests him to present, in the context of his submission of the next budget proposals, substantial written explanations for granting the exceptions to the rule of international competitive bidding;

16. Requests the Secretary-General to present, for its consideration at the current regular session, information pertaining to the question of procurement of contractual services for peace-keeping operations and an initial explanation of the reasons for granting any exception to financial rule 110.18 regarding the provision of those services in the course of the execution of a number of peace-keeping operations since January 1994, in order to allow the Assembly to take appropriate and prompt action in this regard;

17. Invites voluntary contributions to the Assistance Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure established by the General Assembly in its resolutions 43/230 of 21 December 1988, 44/192 A of 21 December 1989 and 45/258 of 3 May 1991;

18. Decides to include in the provisional agenda of its fiftieth session the item entitled "Financing of the United Nations Assistance Mission for Rwanda".